

1
2
3
4
5
6
7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 LACEY MARKETPLACE
11 ASSOCIATES II, LLC,

12 Plaintiff,

13 v.

14 UNITED FARMERS OF ALBERTA
15 COOPERATIVE LTD, et al.,

16 Defendants.

CASE NO. C13-0383JLR

ORDER DIRECTING
STATEMENTS

17 BURLINGTON RETAIL, LLC,

18 Plaintiff,

19 v.

20 UNITED FARMERS OF ALBERTA
21 COOPERATIVE LTD, et al.,

22 Defendants.

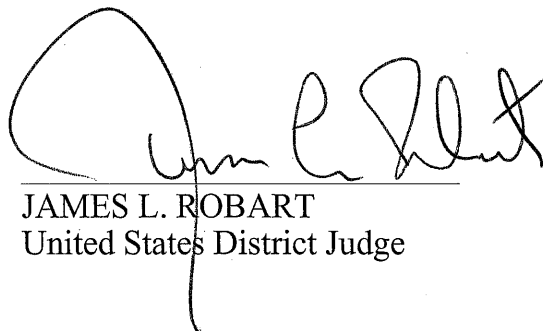
CASE NO. C13-0384JLR

Before the court is the order of the United States Circuit Court of Appeals for the
Ninth Circuit affirming in part, reversing in part, and remanding this matter to this court.

1 (See USCA Order (Dkt. # 285); *see also* 5/21/15 Order (Dkt. # 241); 7/30/15 Order (Dkt.
2 # 272).) The Ninth Circuit affirmed: (1) the court's grant of summary judgment to
3 Defendant Sportsman's Warehouse, Inc. ("Sportsman") on the tortious interference claim
4 (USCA Order at 2-3); (2) the court's ruling that the Lacey Marketplace Associates II
5 ("Lacey") and Burlington Retail, LLC's ("Burlington") (collectively, "Plaintiffs")
6 damages do not need to be offset by the rent that they received from the replacement
7 tenants (*id.* at 5); (3) the court's ruling that changes in the value of the Plaintiffs'
8 properties did not affect the damages owed (*id.*); and (4) the court's holding that the
9 Plaintiffs were not entitled to prejudgment interest (*id.* at 6-7). The Ninth Circuit
10 reversed the court's grant of judgment as a matter of law to Sportsman on the Uniform
11 Fraudulent Transfer Act claim but left undisturbed the court's conditional grant of a new
12 trial. (*Id.* at 3-5.)

13 Having received the mandate from the Ninth Circuit (USCA Mandate (Dkt.
14 # 286)), the court DIRECTS the parties to file, either jointly or separately, a statement on
15 the status of this case. The statement or statements should detail what issues, if any,
16 remain, and what next steps ought to be taken. The parties shall do so with ten (10) days
17 of the entry of this order.

18 Dated this th16 day of January, 2018.

19 
20 JAMES L. ROBART
21 United States District Judge
22